

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

-against-

JASON PLUMMER,

Defendant.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 6/14/2021

No. 21-CR-310 (NSR)

ORDER

NELSON S. ROMÁN, United States District Judge:

A review of the docket reveals that the instant criminal action was commenced on, or around, January 5, 2021 with the filing of a sealed complaint; Defendant Jason Plummer was subsequently charged with one count of possessing a controlled substance with intent to distribute, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B) and one count of possessing a firearm in furtherance of a drug trafficking crime, in violation of 18 U.S.C. 924(c)(1)(A)(i) in an indictment filed on May 10, 2021; Defendant waived a public reading of the indictment and entered a not guilty plea in a proceeding before Magistrate Judge Paul E. Davison on June 3, 2021; Defendant has entered into a plea agreement with the Government and wishes to change his plea; a change-of-plea hearing is scheduled for June 15, 2021 at 3pm, before Magistrate Judge Judith C. McCarthy; and Defendant wishes to proceed with his change-of-plea hearing via video-conferencing or telephonic conferencing.

In light of the ongoing Coronavirus Disease 2019 (“COVID-19”) pandemic, Defendant’s desire to change his plea as quickly as possible, Defendant’s increased risk of exposure to COVID-19 due to his current incarceration and increased risk of COVID-19 complications as a result of his auto-immune disorder, the exposure of COVID-19 to others if an in-person sentencing hearing were required, and in order to comply with social distancing protocols and the directives provided by the Chief Judge of the United States District Court for the Southern District of New York to limit in-person court appearances due to the risk presented by COVID-19, it is the Court’s determination that in order to prevent serious

harm to the interest of justice, Defendant Jason Plummer can and should be permitted to proceed with a change-of-plea conference by video teleconference or by telephone conference before Magistrate Judge Judith C. McCarthy pursuant to the CARES Act § 15002(b)(2)(A).

Accordingly, it is hereby ORDERED that the sentencing hearing for Defendant Jason Plummer be conducted by video teleconference or by telephone conference (if video conference is unavailable) before Magistrate Judge Judith C. McCarthy on June 15, 2021 at 3 p.m. The Clerk of Court is requested to terminate the motion at ECF No. 25.

Dated: June 14, 2021
White Plains, New York

SO ORDERED:



NELSON S. ROMÁN
United States District Judge